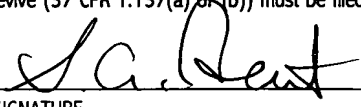| TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371	ATTORNEY'S DOCKET NUMBER 051654-0106
	U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5) Unassigned 10/529887

INTERNATIONAL APPLICATION NO. PCT/AU2003/001310	INTERNATIONAL FILING DATE 10/06/2003	PRIORITY DATE CLAIMED 10/04/2002

TITLE OF INVENTION
CRYSTAL STRUCTURE OF ERBB2 AND USES THEREOF

APPLICANT(S) FOR DO/EO/US
Thomas Peter John GARRETT, Thomas Charles ELLEMAN, Timothy Edward ADAMS, Antony Wilkes BURGESS, Robert Nicholas JORISSEN, Meizhen LOU, George Oscar LOVRECZ, Neil Moreton MCKERN & Colin Wesley WARD

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.

2. ☐ This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.

3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.

4. ☐ The US has been elected (Article 31).

5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))

    ☐ is attached hereto (required only if not communicated by the International Bureau).

    ☒ has been communicated by the International Bureau.

    ☐ is not required, as the application was filed in the United States Receiving Office (RO/US)

6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
    ☐ is attached hereto.
    ☐ has been previously submitted under 35 U.S.C. 154(d)(4).

7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
    ☐ are attached hereto (required only if not transmitted by the International Bureau).
    ☐ have been communicated by the International Bureau.
    ☐ have not been made; however, the time limit for making such amendments has NOT expired.
    ☒ have not been made and will not be made.

8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).

9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).

10. ☐ An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11 to 20 below concern other document(s) or information included:

11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.

12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.

13. ☒ A preliminary amendment.

14. ☒ An Application Data Sheet under 37 CFR 1.76.

15. ☐ A substitute specification.

16. ☐ A power of attorney and/or change of address letter.

17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 – 1.825

18. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).

19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).

20. ☒ Other items or information: PCT/IPEA/409 - International Preliminary Examination Report

U.S. APPLICATION NO. (if known, see 37 CFR. 1.5) Unassigned 10/529887	INTERNATIONAL APPLICATION NO. PCT/AU2003/001310	ATTORNEY'S DOCKET NUMBER 051654-0106

The following fees have been submitted:

21. ☒ Basic national fee		$300	$ 300.00
22. ☒ Examination fee			
If International preliminary examination report prepared by USPTO and all claims satisfy provisions of PCT Article 33(1)-(4)		$100	$ 200.00
All other situations		$200	
23. ☒ Search fee			
Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority		$100	
International Search Report prepared and provided to the Office		$400	
All other situations		$500	$ 500.00
TOTAL OF ABOVE 21, 22 and 23 =			$ 1000.00

☒ Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is $ for each additional 50 sheets of paper or fraction thereof.

Total Sheets	Extra sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE	
143 - 100 =	43 /50 =	1	x $250.00	$ 250.00

Surcharge of $130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e))	$ 130.00

CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	$	
Total Claims	18 - 20 =	0	x $ 50.00	$ 0.00	
Independent Claims	5 - 3 =	2	x $ 200.00	$ 400.00	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ $ 360.00	$	
TOTAL OF ABOVE CALCULATIONS =				$ 1780.00	

☐ Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by ½.	+	$ 0.00
SUBTOTAL =		$ 1780.00

Processing fee of 130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).	$
TOTAL NATIONAL FEE =	$ 1780.00

Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). 40.00 per property	$
TOTAL FEES ENCLOSED =	$ 1780.00

Amount to be refunded:	
charged:	

a. ☐ A check in the amount of $1780.00 to cover the above fees is enclosed.

b. ☒ Please charge my Deposit Account No. 19-0741 in the amount of $1780.00 to cover the above fees. A duplicate copy of this sheet is enclosed.

c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 19-0741. A duplicate copy of this sheet is enclosed.

d. ☐ Fees are to be charge to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.

SEND ALL CORRESPONDENCE TO:

Foley & Lardner LLP
Customer Number: 22428

SIGNATURE

Stephen A. Bent
NAME

29,768
REGISTRATION NUMBER

Date: April 1, 2005